

RUSS, AUGUST & KABAT

Marc Fenster (SBN 181067)
mfenster@raklaw.com
Reza Mirzaie (SBN 246953)
rmirzaie@raklaw.com
Neil A. Rubin (SBN 250761)
nrubin@raklaw.com
Jacob Buczko (SBN 269408)
jbuczko@raklaw.com
James A. Milkey (SBN 281283)
jmilkey@raklaw.com
James Tseui (SBN 285530)
jtseui@raklaw.com
Amy E. Hayden (SBN 287026)
ahayden@raklaw.com
Christian Conkle (SBN 306374)
cconkle@raklaw.com
Qi (Peter) Tong (SBN 300347)
ptong@raklaw.com
Jonathan Ma (SBN 312773)
jma@raklaw.com
Daniel Kolko (SBN 341680)
dkolko@raklaw.com
RUSS AUGUST & KABAT
12424 Wilshire Boulevard, 12th Floor
Los Angeles, California 90025
Telephone: (310) 826-7474
Facsimile: (310) 826-9226
Attorneys for Defendant,
VirtaMove Corp.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION**

RED HAT INC.,

Plaintiff,

v.

VIRTAMOVE CORP.,

Defendant.

Case No. 5:24-cv-04740-PCP

**DECLARATION OF AMY E. HAYDEN
IN SUPPORT OF DEFENDANT
VIRTAMOVE'S OPPOSITION TO RED
HAT'S MOTION FOR LEAVE TO FILE
SUPPLEMENTAL PLEADING**

1 I, Amy E. Hayden, declare as follows:

2 1. I am counsel for VirtaMove Corp. in the above-captioned action. I provide this
3 declaration in support of VirtaMove's Opposition to Red Hat's Motion for Leave to File
4 Supplemental Pleading. I have personal knowledge of the facts set forth herein, and if called upon
5 to testify, could and would testify competently thereto.

6 2. Attached as Exhibit 1 is a true and correct copy of Exhibit 2 to VirtaMove's
7 complaint in *VirtaMove, Corp. v. Microsoft Corp.*, No. 7:24-cv-00338-ADA (W.D. Tex.), dated
8 December 20, 2024.

9 3. Attached as Exhibit 2 is a true and correct copy of Exhibit 4 to VirtaMove's
10 complaint in *VirtaMove, Corp. v. Microsoft Corp.*, No. 7:24-cv-00338-ADA (W.D. Tex.), dated
11 December 20, 2024.

12 4. Attached as Exhibit 3 is a true and correct copy of Exhibit 2 to VirtaMove's
13 complaint in *VirtaMove, Corp. v. Oracle Corp.*, No. 7:24-cv-00339-ADA (W.D. Tex.), dated
14 December 20, 2024.

15 5. Attached as Exhibit 4 is a true and correct copy of Exhibit 4 to VirtaMove's
16 complaint in *VirtaMove, Corp. v. Oracle Corp.*, No. 7:24-cv-00339-ADA (W.D. Tex.), dated
17 December 20, 2024.

18 6. Attached as Exhibit 5 is a true and correct copy of Plaintiff VirtaMove, Corp.'s
19 Notice of Supplemental Transfer Authority, filed today in *VirtaMove, Corp. v. Amazon.com, Inc.*
20 *et al.*, No. 7:24-cv-00030-ADA-DTG (W.D. Tex.) as Docket No. 91.

21 7. Attached as Exhibit 6 is a true and correct copy of Plaintiff VirtaMove, Corp.'s
22 Notice of Supplemental Transfer Authority, filed today in *VirtaMove, Corp. v. Google LLC*, No.
23 7:24-cv-00033-DC-DTG (W.D. Tex.) as Docket No. 90.

24
25 I declare under the penalty of perjury that the foregoing is true and correct. Executed at
26 Portland, Oregon on February 10, 2025.

27 /s/ Amy E. Hayden
28 Amy E. Hayden